



Department  
for Transport | Rail Executive

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2<sup>nd</sup> July 2015

[REDACTED]  
Franchise Agreement Manager  
London Midland  
6th Floor  
102 New Street  
Birmingham  
B2 4HQ

Dear [REDACTED]

**NOTICE PURSUANT TO SECTION 55(6) OF THE RAILWAYS ACT 1993 (THE "ACT")  
AS AMENDED BY THE TRANSPORT ACT 2000 AND THE RAILWAYS ACT 2005**

The Secretary of State for Transport and London & Birmingham Railway Limited (the "**Franchisee**") entered into a franchise agreement on 20 June 2007 pursuant to section 23(1) of the Act (the "**Franchise Agreement, incorporating the National Rail Franchise Terms (the Terms)**").

Words and expressions defined in the Franchise Agreement have the same meaning when used herein unless the context otherwise implies.

The Franchisee has contravened the Franchisee's obligations by:

- either failing to secure the Secretary of State's prior consent to a Timetable Change when the Franchisee proposed to Network Rail a modified Autumn timetable on the Abbey Line (Watford Junction to St Albans Abbey) in Franchisee Years 2, 3, 7, 8, and 9 pursuant to paragraph 5.1(b) of Schedule 1.2 of the Terms;
- or securing a waiver from the Secretary of State from the Service Level Commitment pursuant to paragraph 8.1(a) of Schedule 19 of the Terms,

each a "**Relevant Clause**", (the "**Contravention**").

The Franchisee is taking the following steps in order to prevent any future Contravention of the Franchisee's obligations:

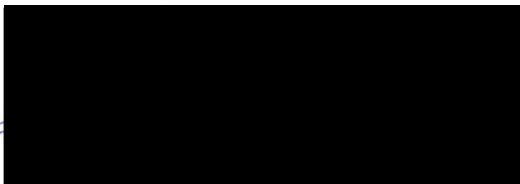
Briefing members of staff involved in timetable planning and consent of the requirement to either seek Secretary of State consent to any future alteration of the timetable or agree a derogation from the Service Level Commitment.

The Secretary of State, in accordance with Section 55(5B)(a) of the Act, is satisfied that the above mentioned steps that the Franchisee has agreed to take is, for the time being, appropriate for the purpose of securing or facilitating compliance with the Relevant Clauses.

The above being the case the Secretary of State hereby gives the Franchisee notice as required under Section 55(6)(a) of the Act, that no provisional or final order shall be made in relation to the Contravention.

Please note that a copy of this letter shall be placed on the Secretary of State's public register as required by Section 73(2)(e) of the Act.

Yours sincerely

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Deputy Director, Inter-Regional Market  
By authority of the Secretary of State for Transport